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APR 11 2006

OFFICE OF PETITIONS

In re Application of	:	
Michael A. Sharp	:	
Application No. 09/765,985	:	ON PETITION
Filed: January 19, 2001	:	
Attorney Docket No. N/A	:	

This is a decision on the petition under 37 CFR 1.137(b), filed by facsimile transmission on November 14, 2005 and supplemented on December 9, 2005, to revive the above-identified application.

The petition is **DISMISSED**.

A grantable petition under 37 CFR 1.137(b) must be accompanied by: (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(d). Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Commissioner may require additional information. See MPEP 711.03(c)(III)(C) and (D). The instant petition lacks item(s) (1).

A review of the record discloses that the application became abandoned for failure to reply to the Notice of Corrected Application Papers mailed May 15, 2001, requiring substitute drawings in compliance with 37 CFR 1.84. A Notice of Abandonment was mailed on March 26, 2003. On December 9, 2005, the instant petition was resubmitted to include, *inter alia*, the substitute drawings. However, the drawings are illegible. Therefore, petitioner must submit legible drawings that are in compliance with 37 CFR 1.84.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)", along with the legible drawing sheets. This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

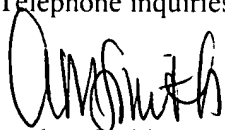
Further correspondence with respect to this matter should be addressed as follows:

By Mail: Mail Stop PETITION
 Commissioner for Patents
 P. O. Box 1450
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By hand: U. S. Patent and Trademark Office
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 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

The centralized facsimile number is **(571) 273-8300**.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

A handwritten signature in black ink, appearing to read 'A. Smith' with a stylized flourish at the end.

Andrea Smith
Petitions Examiner
Office of Petitions